

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OKLAHOMA**

STATE OF OKLAHOMA, ex rel. W.A.)
DREW EDMONDSON, in his capacity)
of ATTORNEY GENERAL OF THE)
STATE OF OKLAHOMA and)
OKLAHOMA SECRETARY OF THE)
ENVIRONMENT C. MILES TOLBERT,)
in his capacity as the TRUSTEE FOR)
NATURAL RESOURCES FOR THE)
STATE OF OKLAHOMA,)

Plaintiffs,)

vs.)

Case No. 05-CV-0329-JOE-SAJ

1. TYSON FOODS, INC.,)
2. TYSON POULTRY, INC.,)
3. TYSON CHICKEN, INC.,)
4. COBB-VANTRESS, INC.,)
5. AVAIGEN, INC.,)
6. CAL-MAINE FOODS, INC.,)
7. CAL-MAINE FARMS, INC.,)
8. CARGILL, INC.,)
9. CARGILL TURKEY)
PRODUCTION, LLC,)
10. GEORGE’S, INC.,)
11. GEORGE’S FARMS, INC.,)
12. PETERSON FARMS, INC.,)
13. SIMMONS FOODS, INC., and)
14. WILLOW BROOK FOODS, INC.,)

Defendants.)

**PETERSON FARMS, INC.’S MOTION FOR
LEAVE TO FILE BRIEF IN EXCESS OF PAGE LIMIT**

Defendant, Peterson Farms, Inc. (“Peterson”), hereby requests leave from the Court, pursuant to N.D. LCvR 7.1(c), to file a Reply Brief in excess of ten pages in support of its Motion to Dismiss and, or in the alternative, Motion to Stay Proceedings Pending Appropriate Regulatory Agency

Action, and Brief in Support (“Motion to Dismiss”) (Dkt. #75). Specifically, Peterson requests leave to file a fifteen (15) page Reply Brief. In support of its Motion, Peterson states as follows:

1. Reply briefs in support of the Motion to Dismiss are required to be filed by December 6, 2005.

2. The undersigned counsel for Peterson has consulted with M. David Riggs, counsel of record for Plaintiffs, and is authorized to state that Plaintiffs have no objection to the requested page extension.

WHEREFORE, Peterson Farms, Inc. moves the Court for an Order granting its Motion for Leave to File Brief in Excess of Page Limit, allowing Peterson to file a Reply Brief of fifteen (15) or fewer pages in support of its Motion to Dismiss and, or in the alternative, Motion to Stay Proceedings Pending Appropriate Regulatory Agency Action, and Brief in Support.

Respectfully submitted,

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PETERSON FARMS, INC.**

CERTIFICATE OF SERVICE

I certify that on the 2nd day of December 2005, I electronically transmitted the attached document to the Clerk of Court using the ECF System for filing and transmittal of a Notice of Electronic Filing to the following ECF registrants:

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I also hereby certify that I served the attached documents by United States Postal Service, proper postage paid, on the following who are not registered participants of the ECF System:

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